



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT: Albert K. Chin

APPLICATION NO.: 09/635,435

FILING DATE: August 9, 2000

TITLE: Apparatus and Methods for Subxiphoid Endoscopic Access

EXAMINER: Thomas C. Barrett

GROUP ART UNIT: 3738

ATTY. DKT. NO.: 80121-07179

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: 4/21/03

By: Albert C. Smith

Albert C. Smith, Reg. No.: 20,355

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

ERRONEOUS REVOCATION OF POWER OF ATTORNEY

Sir:

The Notice Regarding Change of Power of Attorney dated March 13, 2003 received in the subject application is erroneous. The change of power of attorney in the subject application by the form entitled Request for Withdrawal as Attorney or Agent dated 3/12/03 and signed by Karl Bozicevic (Reg. No. 28,807) merely evidences that practitioner's withdrawal from a list of patents and applications, including (erroneously) the subject

application, and did not revoke power of attorney to the undersigned attorney that was previously established and acknowledged.

Specifically, by the Revocation and Substitute Power of Attorney form that was filed in the subject application on September 18, 2002 and acknowledged on October 10, 2002 by Notice of Acceptance of Power of Attorney, Karl Bozicevic (Reg. No. 28,807) had no authority or power of attorney to transact any business in the U.S. Patent and Trademark Office pertaining to the subject application.

Therefore, the latest, attempted withdrawal as attorney on the subject application by Mr. Bozicevic was of no effect, and certainly did not affect the properly established and acknowledged power of attorney to the undersigned attorney, and another, on the subject application.

Correction of the error in purported Change of Power of Attorney concerning the subject application by issuance of appropriate Notice, or other document, is requested.

Respectfully submitted,
ALBERT K. CHIN

Dated: 4/2/03

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